IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

_____

SYNOPSYS, INC.,   )
)
            Plaintiff,   )
)
    v.   )
)
MAGMA DESIGN AUTOMATION,   )
)
            Defendant.   )
_____)   C.A. No. 05-701 (GMS)
)
MAGMA DESIGN AUTOMATION,   )
)
            Counter Claimant,   )
)
    v.   )
)
SYNOPSYS, INC.,   )
)
            Counter Defendant.   )
_____)

ORDER

WHEREAS, on September 26, 2006, the plaintiff, Synopsys, Inc. filed the above-captioned

patent infringement action against Magma Design Automation.;

WHEREAS, on November 3, 2006, the parties submitted Amended Final Joint Claim Charts

(the "Charts") (D.I. 140);

WHEREAS, upon inspection of the Charts, the court has discovered that one of the

defendant's proposed constructions for U.S. Patent No. 6,192,508 is not a construction but, instead,

an argument that the claim limitation fails to satisfy the written description requirement; and

WHEREAS, the court will not permit summary judgment arguments during the claim construction phase of the litigation but, rather, rely on the defendant's claim construction briefs for those arguments;

IT IS HEREBY ORDERED that:

1.   The court will not entertain invalidity arguments during the *Markman* Claim Construction hearing.

2.   The defendant shall prepare its arguments consistent with this Order.

Dated: November 28, 2006   /s/ Gregory M. Sleet
                                             UNITED STATES DISTRICT JUDGE